JOURNAL ADVERTISING STATIONS. BRANCH OFFICES-

THE JOURNAL

Have been conveniently located at the following drug stores in the various sections of ADVERTISEMENTS WILL BE TELEPHONED Direct to this office at regular rates.

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FUNERAL DIRECTORS.

andes and 9th Sts .- Dixon.

SMITH, Recorder.

Vest St., No. 503 North-C. W. Eichrodt.

FLANNER & BUCHANAN-172 North Illinois street. Lady embalmer, for ladies and children. Office always open. Telephone 641. Hacks at lowest prevailing price.

SOCIETY MEETINGS. A. A. O. N. M. S.-Nobles attend: Stated meeting of Murat Temple this (Friday) evening at 7:45 o'clock for business. BRUSH, Potentate.

LOST. LOST-Phi Kappa Psi pin. DR. H. E. GABE, 539 Virginia avenue. Reward.

STOLEN. STOLEN-Feb. 10: \$25 reward-\$15 for rig. \$10 for thief. A dark bay mare, aged eleven, a white in forehead, a scar on left ankle, double gaited; buggy made by the Michigan Manufacturing Company, three-bow end spring, black paint; harness good, silver mounted. JESSE G. BENNETT, Rushville, Ind.

FOR SALE-REAL ESTATE. FOR SALE-New ten-room house, north; 1m proved street; complete and modern; must sell CAMPBELL, 15 Baldwin block.

FOR RENT-26 West Maryland street, fifth and sixth floors; 25x125 feet; best lighted rooms in the city; electric elevator. FOR RENT-28-32 West Maryland street: Modern store, well-lighted building; most centrally cated; six floors 45x100.

FOR RENT-Commercial travelers desiring permanent sample rooms can find excellent quarters at 26 West Maryland street. TO LET-Building containing thirty rooms, cen

tral location; steam heat and elevator; suitable for European hotel, DYER & RASSMANN, 31 FOR RENT-38x70 feet, latest design, specially arranged for dry goods or general store; free natural gas and water; one of the most prosperous towns in the gas belt; glass works, tinplate works and other enterprises in constant operations; population 2,000. This line of busi-

ness not overdone. Address F. TYKLE, Middle-FOR RENT-Business Properties: 66 East Washington street, 22x195. 136 South Meridian street, 45x195. 0 South Meridian street, 18x120. 236 West Washington street, 22x120.

West Ohio street, 20x60. 69 East Ohio street, 20x60. C. F. SAYLES, 771/2 East Murket. FINANCIAL.

LOANS-Money on mortgages. C. F. SAYLES, 75 East Market street. LOANS-Mortgage; lowest rates. NEWTON TODD, 6 Ingails block.

LOANS-Sums of \$500 and over. C. E. COFFIN & CO., 90 East Market street. MONEY-To loan on Indiana farms. Lowest rates, with partial payments, Address C. N WILLIAMS & CO., Crawfordsville, Ind. LOANS-Any amount. On furniture, planes, store

fixtures, etc. Reasonable rates. (Confidential.) E. J. GAUSEPOHL, 24 W. Wash. St., Room 4. MONEY-To loan on Indiana farms. Lowest market rate; privileges for payment before lue. We also buy municipal bonds. THOS. C. DAY & C., Rooms 325-330, third floor Lemcke ding, Indianapolis.

WANTED-MALE HELP. WANTED-An idea. Who can think of some may bring you wealth. Write JOHN WEDsimple thing to patent? DENBURN & CO., patent attorneys, Washington, D. C., for their \$1,800 prize offer and new list of 1,000 inventions wanted.

WANTED-MISCELLANEOUS. WANTED-Insurance policies purchased, Room 325 Indiana Trust building. WANTED-Partner-Lady or gent; must have Address or call in person CHARLES

DAILY, Germania House, corner South and Meridian streets. 200 per cent. PERSONAL-Mrs. Curtis, massage treatments. Room 18, Grand Opera block. PERSONAL Mossy: What do you think of Cracker Jack's little brother? MAMIE.

PERSONAL-Madame Mason, massage electric treatments. Room 1, No. 96 West New CLAIRVOYANT. CLAIRVOYANT-The true berald of merit is deeds; do not be deceived, but call on Mrs. Griswald. Office and residence 296 East South

street. Letters with stamps answered. ASTROLOGER. ASTROLOGY-Mrs. Dr. Ellis, astrologer, tells by the planets past, present and future; in what place, trade, business or profession you will

succeed; of friends, enemies, domestic life, love consult the doctor, 190 North Capitol avenue.

STORAGE. STORAGE-Indianapolis Warehouse Co., 265-273 S.

Penn. st., Pennsylvania tracks. Phone 1343. THE ALERT SUBURBAN POLICE

Gus Rahke Arrested in Court and Promptly Fined. Magistrate Lockman yesterday fined Edrested the night before in the gambling

rooms over Ben Wilson's saloon, at the corner of Morris street and Hadley avenue, in to be an ex-mayor of Lafayette. Gus Rahke was present in the courtroom during the trial and Chief Larsh placed him under arrest on a charge of frequenting a gambling house. He pleaded guilty and was ined. When the raid was made the police | track. took all the paraphernalia and it was in evidence in the courtroom. Afterwards the gamblers replevined this stuff, gave bond in the sum of \$75 and took it away with them. The right to take the property will be settled next Thursday by trial.

### Ross Finally Made Amends.

Magistrate Nickerson yesterday performed the ceremony which made William Purdy, aged nineteen, husband and wife. In May, 1896, the woman complained of Ross from the city, however, and did not return until recently. A few days ago the woman again appeared before Magistrate Lockman. She said Ross had returned and was serving a term in the workhouse for drunkenness. Yesterday morning he was reeased and brought into court. He sent for his father, who is a well-to-do farmer living south of the city, and after a consultation it was agreed that he should marry the girl. A license was secured and the ceremony performed. Ross is a florist. His says he has been a little wild and has a taste for whisky which frequently gets the better of him. He promised his father that he would quit drinking and would take care of his wife. Their child is now nearly a year old.

Receiver for the Oil Company.

The application of George W. Rockwell for a receiver for the Acme Oil and Supply Company was acted upon yesterday He mentions the fact that a Bremen steammorning by Judge Carter. Lawrence B.

## RECEIVER'S CHARGE

OHIO'S COAL ROAD, THE HOCKING VALLEY, TO BE REORGANIZED.

President Monsarrat Placed in Control by Federal Court-General and Personal Railway News.

Ohio's most important coal-carrying road, the Columbus, Hocking Valley & Toledo, extending from Lake Erie to the Ohio river, with several branches, is in the hands of a receiver. Yesterday the Central Trust Company of New York filed an application in the United States Court at Cleveland, alleging that the road was unable to pay \$200,000 for interest due within the next thirty days. Judge Sage at once appointed N. Monsarrat receiver. Mr. Monsarrat is president of the defaulting company, and he immediately took charge of its affairs under the court's direction. The purpose is to reorganize the company and scale the debt, which has been oppressive.

It has always been the custom of the

company to anticipate the heavy interest charges and to plan months ahead to meet them, but this time the earnings have been so greatly decreased owing to stagnant business conditions along the entire line of the road that a change took place in prevailing methods. Heretofore it was the custom to hold off on all payment of bills which could be deferred. This time the treasurer of the road paid all obligations promptly in order not to endanger the credit of the company, and this was taken to mean that the interest falling due on March 1 would be provided for in the East or that the company would make a formal default on the interest as a preliminary to making a general readjustment of its capital obligations and perhaps reduce the fixed charges to some extent. The March interest includes money due on \$600,000 second mortgage bonds, amounting to \$21,000. and the interest on \$8,000,000 consolidated mortgage bonds, amounting to \$200,000. The annual meeting of the company is set for March 16 in Columbus, and the transfer books for recording stock were closed last week, thirty days prior to the meeting. Ever since then the stock has been slumpsecurities have been listed on the exchange. It is reported that J. P. Morgan & Co., in connection with the reorganization of the road, will advance \$25 per bond on the general fives, pending details of the reorganization. .

Express Companies Consolidating. The frequent consultations between officials of the American and the Adams Express companies has been a matter of speculation for several days, and the hint recently given that they mean a consolidation of express offices at many points and that messengers of one company on the same road shall do the business of both, seems to be correct. On Wednesday the offices of both companies at Anderson were consolidated under one agent and similar action will be taken at other points as fast as the change can be arranged. At Anderson George Leathers, who represented the American Express Company, has been appointed joint agent. Mr. Leathers has been connected with this express company over thirty-five years. It is understood that in consolidating the offices the company which does the most business at such point names the agent, which would mean, if the companies consolidated at Indianapolis, that the American Express agent would be appointed; should they consolidate at Terre Haute or Evansville the Adams Express Company would name the agent. It is said to be still unsettled as to how far this consolidation of the offices and interests of the two companies will be carried. This is no experiment with the express compa-For years the American and the United States had joint offices at nearly all points, Indianapolis being of the number, but the appearance of the Merchants' Union Express Company caused a dissolution, and ince then the American and the United States have maintained separate offices. This consolidation means a considerable cutting down of expenses in offices and clerical hire, and the delivering and collecting of express matter, but will not so seriousy affect the messengers, as the American and the Adams Express Companies, as a

among agents and employes whose positions will be affected by the change.

over the Vanderbilt lines and the Adams

over the Pennsylvania lines. The matter

has gone so far as to cause much anxiety

Freight Rate War. A freight rate war, affecting the Rocky mountain region, has been inaugurated. The Star Union lines leading from the Atlantic ports and connecting with the Chicago, Burlington & Quincy in the West announced the reduction to the basis of the water lines leading through gulf ports into Western territory. The reduction represents a drop of 43 cents per 100 pounds on first-class freight and lower classifications in proportion. The Union Pacific, Denver Gulf immediately met the situation, and is announced from Gulf headquarters that the same differential will be observed by the Gulf as heretofore. The rate, firstclass, heretofore prevailing through the gulf ports was \$2.29 per 100 pounds. The revised rate through the gulf ports will be

Nickel-Plate Annual Report.

The statement of the operations, earnings than on the lines which now constitute of those who shall keep the records pro- John Wocher appointed receiver and filed Shaffer. and expenses of the New York, Chicago & St. Louis road has been compiled as fol-

Gross earnings ..\$5,587,766 \$6,317,950 \$5,629,239 Op'r'ting ex'p's's, 4,704,351 5,089,719 4,671,977 Net earnings .... \$833,415 \$1,228,231 Net earnings .... \$833.415 \$1,228,231 Other income .... 9,643 8,583 Totals ... \$893,058 \$1,236,814 Payments ... ... 889.970 1,205,507

Surplus ... ...... 3,086 Personal, Local and General Notes. L. D. Cooper, traveling passenger agent of the Chicago & Alton, is thought to be fatally ill at the Columbia Hotel, Kansas

The stone traffic on the Monon has so mproved that a regular stone train has peen put on to run from Bedford to Chi-The Vandalla will run through sleepers

from Indianapolis to Carson City, Nev., to be occupied going and returning and while Chauncey Watson, general agent of the Blue-line at this point, was called to Buffalo on Monday by the death of a sister

and on the day she was buried her husoand's brother-in-law died. The Chicago & Alton announces a rate of \$83.50 from Indianapolis to Carson, Nev., and return, including everything. The C. & A. will run two special trains,

leaving on Saturday, March 13. The roads are again experiencing trouble from the overloading of cars. The Big Four had a bad wreck at Culvers on Wednesday, an overloaded car breaking down and throwing fifteen cars from the

The Baltimore & Ohio Railroad has entirely recovered from the effects of the flood. The traffic has been resumed and trains are running regularly to all points. There is no delay or trouble on any of the

The great terminal improvements which the Illinois Central had begun at New Oreans have been stopped on account of a recent decision of the Supreme Court of Louisiana. The company has already

The Chicago, Burlington & Quincy people will not make any reduction in rates to has been leased at Wilhite's Hall. Bills Carson City, Nev., on account of the prize fight, taking the position that a prize fight is not an event which justifies any road in Thornton for school supplies. making such concessions.

Big Four freight agents were yesterday instructed to send alt Kanawha Dispatch freights east bound via Louisville instead of Cincinnati until further orders, the high water at Cincinnati making it diffi- ing while helping repair a cult to transfer through cars.

C. H. Cory, superintendent of motive power of the Cincinnati, Hamilton & Dayton lines, was in the city yesterday looking after the repairs of engines and coaches | the bolt and struck Thomas square between of that road which are being made at the the eyes. Drs. Brown and Engle, who at-Indiana, Decatur & Western shops. The Wagner Sleeping-car Company has all its cars not in regular runs engaged for

the inauguration traffic, and yesterday was unable to furnish two sleeping cars for parties at this point. The Pullman Company will have all its extra equipment in

District Passenger Agent Bowsher, of the Missouri, Kansas & Texas, is in the city, er with 1,100 passengers aboard will shortly

locate at points on the M., K. &. T. As this is the first vessel landing with such a mission it is creating quite a stir at Gal-

veston. The Cincinnati, Hamilton & Dayton announces that Sunday they will make a special rate of one fare for the round trip from all points on the Indianapolis division that persons desiring to see the Ohio river at its present high stage may have an op-

portunity. burg & Gulf into Shreveport, La., will b celebrated in a public manner next month The road is now completed from Kansas City to that point, a distance of 500 miles. and will be pushed to the Gulf of Mexico at a rapid rate.

Jesse Burdette, superintendent of the Vermont Central, died very suddenly on Wednesday. He had been in railroad service since 1852, commencing as station agent at Arlington, Vt., and since 1871 had been Eastern division.

Pending the appointment of a successor to Mr. C. H. Rockwell, who has been appointed traffic manager of the Monon, Mr. senger association, will be in charge of the mileage department of the Western Passenger Association. On Wednesday evening farewell banquets

nard, general freight agent of the Ohio Southern, who goes to Chicago as general agent of the Monon Continental line route, and to J. T. Odell, who goes to Toledo to represent the Kanahaw Dispatch. The Pennsylvania announces that W. A. Alien has been appointed a special agent of the company in charge of the validating

bureau at Jacksonville, Fla., he to co-ope-

Association. This arrangement will be

great convenience for visitors to Florida All the roads in the Western Passenger Association and those in the Transcontinental Passenger Association have determined that they will pay no commissions to any agent or to any other person on the business to the Christian Endeavor convention, which is to meet in San Francisco during the coming summer.

Senator Brice, whose term in the United States Senate expires March 3, is quoted as saying that after that date he would give his attention to the various railroads in which he is interested, which leads to ments to be made this year. This is conthe belief that links will be built and his | trary to the views of many people, who numerous lines consolidated as one system, with George Bradbury as vice president and general manager.

proper on the 2d and 3d of March some thirty Pullman cars carrying visitors to ng, reaching the lowest figures since the chartered, and the Pennsylvania will have its sidetracks at the capital taxed to their full capacity.

Mr. Edgar Whiteraft, a locomotive engineer who is a fluent talker and well informed concerning Cuban affairs, is delivering lectures on Cuba for the benefit of worthy poor railroad men. Last evening he spoke in Columbus, O. His lectures are given under the auspices of the railroad branches of the Young Men's Christian Association, and the entire proceeds are used in relief work.

An engineer of maintenance of way who has just came West over the Bahimore & Ohio states that while the company is moving along quietly it is doing great work in straightening curves, for which this road has long been noted. At Cumberland one cut is being made which will do away with seven sharp curves, and between Piedmont | the Council to-night. On this subject there and Washington twenty-six curves are be-

line, for personal reasons is said to have declined the promotion, and it is now understood that the chief clerk of Mr. Jennings on the Clover-leaf will take the po-

The citizens of Frankfort, N. Y., will take steps to enjoin the West Shore from re moving its shops from that point to West Albany, and will make a strong legal fight against it. The citizens allege that the prejudice against that point for shops has been aroused by false statements concerning the feeling of the citizens against the railroad company, and that the removal is not made, as claimed, as an economical measure. The Cincinnati, Hamilton & Dayton peo-

ple are moving carefully in their plans of equipping their suburban lines, and the question whether to construct electric troiley lines or use the air motor has not been settled. Passenger Traffic Manager Edwards, who has charge of the matter, is awaiting results from the use of the air motor on some Eastern suburban lines before deciding the question. The first line rule, do not run messengers over the same to be operated will be between Hamilton roads, which is illustrated in the fact that and Middletown. the American does the express business

Train 30, north-bound, over the Monon, which leaves Indianapolis at 3:35 p. m. and is scheduled to make the run to Chicago in four hours and forty-five minutes, is making a remarkable time record. Although scheduled faster than any train between these points, in the several months it has been running it has failed the fewest times o make its schedule of any train run in ither direction over the Monon, which means a good deal, as very seldem is there late train on this road.

Very strange rules have been adopted at the shops of the Vandalia at Terre Haute and the shopmen are unhappy over the matter, especially over the fact that | baking establishments, and at the same a watchman has been appointed to see that time would work against the interests of the new rules are respected. So many years was the business of the Vandalia conducted under William R. McKeen as a present time many loaves of bread contain sort of family concern that the style of discipline which prevails with the Penn- | while under the ordinance they would have sylvania lines is too strict for their train- to weigh multiples of a half pound. Where ing, especially the employes who have been | the baker could not afford to increase the in those shops for a quarter of a century | weight to the next multiple above the presor more.

A business man who is frequently called Southeastern points on business states that portion which was formerly the East Tennessee, Virginia & Georgia. On this portion of the system the road has been practically rebuilt and converted from an unsafe and rough riding road to a safe and smooth roadbed; bridges have been renewed, heavier rails laid, and the road,

most of the distance, well ballasted. The Big Four yesterday commenced using the Mookridge check system, and it bids fair to be popular with the checkmen. It requires one checking machine to each platform gang, and there are fourteen of them at the local city freight depots of the Big Four. In each case the machine is housed and the checkman has room in the structure to sit and check the freight as it is loaded into the cars. The process of checking is simple, and it would seem difficult to load a car wrong, but should a piece be loaded into the wrong car the tally in the box on the car would at once show where the piece of freight had gone. The Erie and the Lehigh Valley have adopted this system of checking at

all their important stations. It is stated that President Hill, of the Great Northern, is about to purchase half of the stock of the Tacoma Land Company which owns the largest part of the unso Tacoma town site and 500 acres of tide lands, which will be needed ultimately for railroad terminals. This is taken to indicate that Mr. Hill's plan to secure a joint or sympathetic co-operation of the two roads will sooner or later be put into operation. The result will be to secure the use by the Great Northern of the Northern Pacific tunnel through the Cascades and terminals at Tacoma, including the deepwater docks, 120 miles of sidetracks and the largest car shops in the West, which cost the road \$7,000,000. This would save the Great Northern an expense of several millions for boring a new tunnel and dupli-

cating the terminals on its own line. Suburban Affairs.

At the regular meeting of the West Indianapolis School Board last night but little business aside from the usual routine was transacted. A communication was read had forwarded a duplicate seven-foot blackboard to replace the original, which was racked during transportation. The new blackboards are for the new room which were allowed to the amount of \$399.97, and \$272.30 of this amount was to Baker &

Harry Thomas, a Big Four employe worka very painful accident yesterday morn- | go to the jury to-day. removing an old column-post bolt by striking it with a sledge hammer, and during the operation one of the blows missed tended the injured man, found that the skull had been fractured, but do not believe that the accident will prove fatal. The injured man was removed to his home on

#### North Station street. For Indigestion

Use Horsford's Acid Phosphate. Dr. J. C. Roberts, Pulaski, Tenn., says: "I regard it a very valuable aid in treating all cases of dyspeptic troubles, gravel

A NEW PARK ORDINANCE

TO BE OFFERED AT A SPECIAL COUNCIL MEETING TO-NIGHT.

The entrance of the Kansas City, Pitts- It Provides that \$300,000 of the \$350,-000 Shall Be Spent Exclusively for Lands.

There will be a special meeting of the Council to-night, which has been called by Mayor Taggart. It is seldom that the superintendent of the Vermont Central's | mayor issues a call for a Council meeting. The course is usually to get councilmen to call the meeting, even though it is done at the instigation of the mayor. The mayor C. H. Spears, of the Kansas City local pas- yesterday did not seem inclined to talk about the meeting, but said the park appropriation ordinance would probably be considered. This ordinance is now in the were given at Springfield, O., to C. A. Bar- hands of the finance committee, which has shown a disposition to "smother" it. The committee has had several meetings and there have been a majority and a minority report made out, the latter in favor of the ordinance and the former against it, but the majority has shown no inclination to return the ordinance with or without its rate with the Southern Passenger Agents' report.

On a suggestion, which is supposed to come from some member or members of the finance committee, City Attorney Curtis has drawn up a new park ordinance, which will probably be offered at the meeting to-night as a substitute for the ordinance now in the committee's hands. It provides for the appropriation of \$350,000 for the use of the park commissioners, of which \$300,-000 is to be spent for real estate. This would leave only \$50,000 for the improvehave been contending that more money should be spent for improvements so as to The Pennsylvania lines west of Pittsburg | give the laboring men of the city some will deliver to the Pennsylvania road benefit in employment. However, it is claimed by the city officials in direct line Washington to witness the inauguration with the best ideas of economy, which ceremonies. From points nearer Wash- would seem to demand that as much land ington a large number of cars have been as possible be bought now while it can be had at a reasonable price and allow the major part of the improvements to be provided for afterward. No ordinances have been prepared for the issuing of the bonds that will be necessary to pay for the parks

and police station. A canvass of the Council by those interested in the park system has made friends of the ordinance declare that it will have fifteen votes, which is one more than necessary to pass it. Mayor Taggart says he does not think the amount will be reduced by the Council.

finance committee would report favorably on the ordinance if there could be an agreement to spend \$100,000 immediately for improvements. This would give many idle men employment. An ordinance appropriating \$125,000 for new police station will also be presented to is a great difference of opinion. Controller Johnson says that when he indorsed the

George T. Bishop, commercial agent of plan for a new police station and dispensary the Toledo, St. Louis & Kansas City, who it was supposed that the entire expenditure plan for a new police station and dispensary was offered the position of assistant gen- for land, building and equipment would be eral freight agent of the road, succeeding | not more than \$150,000, but that the plans D. F. Jennings, who will, on March 1, be- of the Board of Works will bring the total come general manager of the Nickel-plate | cost up to \$185,000, of which the building is to cost \$125,000, land \$20,000 and police patrol system about \$40,000. He says he agreed to an issue of \$500,000 of bonds, of which \$350,000 was to go for parks, and \$150,000 for a new police station. On the other hand Mr. Johnson says i

seems that those best informed say a build ng such as should be erected cannot be obtained for much less than \$125,000, and that he does not believe in putting up a building that is inadequate or not up to the Mayor Taggart says the Board of Works has carefully considered the necessities and the probable cost of the new police station

and is doing what is right. He says he would like to see the building put up for less than \$125,000, but that if that much is pects the building and ground to cost between \$130,000 and \$140,000. Mr. Downing says the Board of Works would like to hold the cost down to much less than \$125,000, but he does not believe

have a good building or none at all. THE BREAD ORDINANCE.

Small Bakers Succeed in Securing an Adverse Report.

it can be done. He thinks the city should

The Council committee on public safety and comfort last night decided to report adversely on the ordinance regulating the size of a loaf of bread and requiring that the weight shall be stamped on each loaf. to their interests and favorable to the large twenty, twenty-two or twenty-six ounces, ent weight it would be decreased and the

consumer would be the loser. The amendment to the pawnbrokers' ordinance was considered favorably, with the has there been greater improvement made addition of second-hand dealers to the list closure. Judgment for \$1.863.25;

recommend an appropriation of \$1,000 to be placed in the hands of the Board of Safety to be used in offering rewards for the arrest of dangerous criminals was unfavorably considered. The committee could not see that there is any necessity for such | et al.; contract. On trial by court,

The aged plumbing ordinance was consid ered for a long time and Messrs. Clark and Sherrer finally signed a report that the ormance drawn by the plumbers in conjunction with the Board of Helath some ime ago be substituted for the ordinance introduced early last year, which was the one under consideration. Mr. Woody will make a minority report against both ordinances, Mr. Woody claims that the ordinances will drive out all the small plumbers. Five-Minute Cabinet Meeting.

The mayor's cabinet held a meeting of rnoon, so as to comply with the charter, which says monthly meetings must be held To give a little semblance of business, Controller Johnson reported that the city has an available cash balance of \$42,000.

DEFENSE OF SINGLETON. This Murder Case Will Go to the Jury

To-Day. The evidence for the defense is being taken in the Singleton murder trial. The openwere made that Porter and White, the two

ime of the shooting waiting for a car. The two girls, Portia Mitchell and Nettie Hoffs, ran past them immediately after the shoot-They told the witnesses that Porter lid the shooting.

Grant Waldron testified that "Doc" Chornton, who was on the stand for the State, had accused White of being the murderer, making the charge directly to White shortly after the murder. Other witnesses estified to seeing a man who answered the description of White running away from the scene of the murder in a direction under circumstances contrary to White's statement of his own actions. The case will

Burnett Will Case. The judgment of the Circuit Court of

proporty. It was charged that the attorney who wrote the will was given a fee of \$1,000

court ordered the property restored to the grandchildren, holding that the will was rendered void by the fraudulent acts in pro-

curing the judgment setting it aside. The Kents Settle Out of Court. The suit of Seth Miller Kent against his brother, Laurie T. Kent, and his wife, Harriet H. Kent, in which the plaintiff sought relief in the United States Court on account of alleged frauds in the conveyance of lands in White county, has been settled outside of court. Seth Miller Kent claimed that he had conveyed his interest in their inheritance to his brother in order that the latter might borrow money on it to carry on business of interest to both, and that his brother refused to convey the title back to him. The records in the office of the clerk of the United States Court show that the title to the property has been decreed by agreement to rest with the defendants Laurie T. Kent and Harriet H. Kent. The costs of the suit were paid by both parties

Owed It for Bridge Tolls. Judge Woods, of the United States Circuit Court, yesterday granted leave to the Louisville Bridge Company to file an intervening petition in the case of the Farmers' Loan and Trust Company and John H Barber, trustees, against the Louisville New Albany & Chicago Railway Company and others. This is the case under which the Monon system recently went into the hands of a receiver. The Louisville Bridge Company claims the Monon is indebted to it for bridge tolls.

Circuit Court Docket. The civil docket will be called in the Circuit Court this morning. The court desires that all interested attorneys be present.

THE COURT RECORD. Supreme Court. 18053. Robbins vs. Masteller. Fulton C

C. Affirmed. Jordan, C. J.-1. Where it was assigned as error that the court erred in overruling appellant's demurrers to the second, third and fourth paragraphs of appellee's answer, the assignment was intended to apply to the ruling of the court upon the demurrer to the appellee's joint answer, and where the record does not disclose that such answer filed there is no foundation for the error assigned. 2. In the absence of any agreement to the contrary the acceptance of a mortgage as security for an unpaid balance of purchase money, waives the vendor's lien for the remaind

18002. McClure vs. Shelburn Coal Company. Sullivan C. C. Dismissed. McCabe, J.-An appellate court has no power to disturb a judgment without changing as to all the parties thereto, and unless all the parties to the judgment below are parties on appeal this court has no jurisdiction of and cannot disturb the judgment as to 18020. Burnett vs. Milnes. Bartholomew C. C. Affirmed, Monks, J.-Where a per-

those who are not parties to the appeal. son succeeded in having a judgment against the probation of a will by procuring the attorney who wrote the instrument to assist him in getting rld of the will and assisting him in his case, and by falsely representing to a guardian ad litem, whom he was There was a report yesterday that the appointed to represent, that it was an agreed case, and that they were all satisfied, and that the infants whom he was to represent were his own children, and that the guardian ad litem relied upon such representations and filed a formal answer and gave no further attention to the case; and where other beneficiaries were kept silent by compromises, and the testimony given was false, such judgment was procured by fraud; and was also a fraud upon the infants. 2. Where the introduction of testimony is complained of as eror, there must be an objection to the testimony and an exception saved to present any question on the alleged error. 3. Evidence of what occurred after a judgment which was procured by fraud was rendered is not admissable under a general denial. 17945. Beyershire vs. State. Allen C. C.

Petition for rehearing overruled. Appellate Court. 1899. Voluntary Relief Department vs. Spencer. Cass C. C. Affirmed. Robinson, J.-1. In a complaint for recovery on a certificate of membership in a benefit society an allegation that the plaintiff had fully complied with all the terms of his contract is sufficient to negative the idea that he has vicated a condition in the rules. 2. Where the rules of a benefit society require that all questions or controversies arising between any person in connection with the relief department \* \* \* shall be submitnecessary it will be spent. He says he ex- | ted to the determination of the superintendent of such department, whose decision thereon shall be final, subject to an appeal to the advisory committee within a certain time, whose decision shall be final, such rule is void when it attempts to deprive a party of his right to appeal to the courts fer relief. 3. A plea in abatement cannot be pleaded with an answer in bar. 4. It is not error for the court to instruct the jury that, "If upon any fact the evidence is equally balanced that fact is not proved, and should not be stated in your verdict.

2002. North vs. Barringer. Kosciusko C. Transferred to Supreme Court. Wiley J.-1. Where the exercise of appellate powers is invoked the jurisdiction is in the Supreme Court in all cases except those specified in the act creating Appellate Court. 2. This court has no power to determine the questions arising under an application and proceedings to obtain a license to sell intoxicating liquors. 2120. Bond vs. Soffell. Henry C. C. firmed. Black, J .- Affirmed on the author-

ity of Bond vs. Holloway, decided the 24th of February, 1897. 2075. Munchoff vs. Ford, Posey C. C. Affirmed. Henley, J .- Where a party sues his employer for wages which he alleges is due him on an increase, the complaint must show that there was a promise of the services by the employe and an agreement to pay the increase by the employer.

Superior Court. Room 1-John L. McMaster, Judge. Massachusetts-avenue Saving and Loan Association vs. Mary A. Schwaby; fore-

Henry Ziegler vs. Charles Crosley; fore-Judgment for plaintiff for \$702.35. Also judgment for McCray & Co. on crosscomplaint for \$75.85. Luther W. Pentecost appointed receiver and files \$200 bond. William F. Quigly et al. vs. John Olive

Room 2-Lawson M. Harvey, Judge, On motion of James A. Pritchard, David A. Leash was admitted to practice at the Lydia Drimmie vs. Otto E. Enell; replevin. Finding for defendant; judgment against plaintiff for costs. Bernard Kauffman vs. Casper Schmall holtz; on notes. Judgment by agreement

against defendant for \$1,673 and costs.

Fred W. Gaul vs. John Wood; appeal Dismissed by plaintiff and costs paid. Room 3-Vinson Carter, Judge. Personal Property Saving and Loan Association vs. Edward T. Butterfield. Judgment and finding for plaintiff. George E. Rockwell vs. the Acme Oil Supply Company. Laurenz B. Freeman appointed receiver; bond, \$2,500. Albert Blumenthal vs. Walter H. Boyd on account. Finding and judgment for plaintiff against defendant for \$1,071.45 and The Massachusetts-avenue Saving and

Loan Association No. 2 vs. John W. Woods et al.; foreclosure. Finding and judgment for plaintiff against John W. Woods for \$1,863.29 and costs. Circuit Court. Henry Clay Allen, Judge

Callie Day vs. William H. Brockway Dismissed for want of prosecution; judgment against plaintiff for costs. James Renihan, assignee, vs. Gus berg. Finding for defendant. New Suits Filed.

Mamie Swafford vs. John Swafford; di-Andrew J. Lyon et al. vs. Robert C. Light et al.; foreclosure. Room 2. Indianapolis Savings and Investment Company vs. Lee A. Hardin et al.; foreclosure. Room 2. Sydney S. Decker et al. vs. Robert Light et al.: foreclosure. Room 1. Harrison Ringer vs. Peter S. Shearer et d., to quiet title. Room 1. B. J. Schlanzer vs. Wilhelmina Kritsch et al.: mechanic's lien. Room 3. Eli Newson et al. vs. Sylvester Weddel; to annul chattel mortgage. Reom 3. Josie Blake vs. Harrison Blake; divorce.

George Pfau vs. Willis J. Woodward et al.: foreclosure. Room 3. Lavina Streight vs. John Streight et al. partition. Circuit Court. Millie Levy vs. Henry Loebenberg et al. replevin. Rocm 1.

Tried to Eject His Mother-in-Law. the home of William Bushong, 50 Fayette | Dewar, of the committee, had to rap for when her husband pushed her through a window. She says that her mother came to make them a visit and that her husfor getting it set aside, and that he ar- | band attempted to put her out of the house. ranged compromises with all the parties in- Mrs. Bushong interfered in her mother's terested, except the grandchildren, and then defense and her husband pushed her fraudulently induced the court to set aside | through a window. She went to the dispenthe will upon default of these persons who | sary and had her arm dressed. Bushong had compromised, no proper defense of the has been arrested before on account of children's rights having been made. The trouble with his wife.

## A. CASE FOR GRAND JURY Your Palate Is Your Stomach's

COUNCIL COMMITTEE HEARS AT-TEMPTED BRIBERY CHARGES.

Shaffer Will Be Exonerated-Witness. es That Contradicted C. B. Feibleman's Statements.

The Council committee on investigation met yesterday afternoon in the Council food. Fatty foods make it still harder. chamber to hear and investigate the counter charges made by Councilman Shaffer and C. B. Feibleman, formerly a justice of the peace, in regard to an attempted cor- is of itself proof enough that such foods ruption in connection with the garbage | are bad for them. contract. Four members of the committee -Messrs. Dewar and Dudley, Democrats, and Allen and Payne, Republicans-were present, Mr. Kirkhoff being out of the city. Mr. Shaffer was present with his attorney, as his attorney Henry Spaan.

After hearing the evidence the committee cleared the Council chamber and after a short discussion unanimously came to the conclusion that the testimony showed that the charges against Councilman Shaffer were not proved. It decided, however, to recommend to the Council that the evidence taken yesterday afternoon be submitted to the grand jury and that body asked to investigate. Bert Spencer, the mayor's clerk, was employed by the committee to make a stenographic report of the proceedings and this report will be at- ferred to. The witness had just stepped out tached to the committee's report to the Council at its next regular meeting.

The preponderance of testimony was in Mr. Shaffer's favor, and it was evident to the committee that there was a strong case of perjury somewhere. Mr. Shaffer charged that Mr. Feibleman came to his barber shop on Massachusetts avenue Wednesday evening, ten days after the garbage contract was sent to the Council, and told Mr. Shaffer that there was something in something" and that the councilman currence the councilman had visited the "might as well get it as anybody else." had heard Mr. Feiblenian say. Mr. Shaffer says he told Mr. Feibleman that he had come to the wrong man; that he would have to go to some one else. This remark of Mr. Shaffer's Mr. Feibleman denied, but James Collins, a painter living at No. 535 East Sixteenth street, testified yesterday, substantially corroborating Mr.

Shaller's remark. One of the surprises of the day was the appearance and the testimony of Charles E. Pfau, a traveling man living at No. 365 North East street. He swore that he met Mr. Feibleman coming from Shaffer's shop and that Feibleman nad said to the witness: "You and Shaffer are pretty close, ain't you? You can do me a tavor, and if you do you will never regret it. See Shaffer and tell him that in that contract there is something in it for him." Mr. Feibleman stated on the stand that he had not seen any one but Mr. Shaffer in regard to calling a special session of the Council to consider the garbage contract, but Mayor Taggart, who was called to the stand, said that Mr. Feibleman had come to him and asked him if he could call a special meeting of the Council. MR. FEIBLEMAN'S EVIDENCE.

Mr. Feibleman was the first witness on the stand. He said he had been employed by Messrs. Hermany and Sindlinger to inspect their contract with the Board of Works. He had suggested some modifications. The papers were signed the morning before the Council met. After the Council meeting he had asked Mr. Shaffer if a special meeting of the Council could be called, as the prospective contractors had to begin the work April 1. Shaffer explained to him that it would be necessary to get five members or the mayor to call. the meeting. Tuesday morning Shaner came to his office and said that the St. Louis people, who had bid unsuccessfully. claimed their bid was the lowest. Mr. Feibleman telephoned this information to his clients. The contract and franchise committee, after looking over the ordinance the following Friday night, declined to act until they could ascertain further as to the provisions of the contract. Shafter afterwards came to Feibleman's office and left word for Feibleman to call at his barber shop. According to the witness's story, he laid down his bundle and Shaffer took him to the rear of the shop and repeated what the St. Louis people claimed; that they had garbage plants in various parts of the country and made money both by hauling it and

converting it into a fertifizer. Shaner said to the witness: You people want that contract, don't you? Well, it will take \$500 to get it. I don't want any of it myself." The witness thereupon said: "If it is going to cost \$500 I don't see why you should not get part of it." The witness left, promising to see further

met Hermany, told him of Shaffer's remark and advised him to not pay a cent. Hermany went to Councilman Wolcott and complained, and in this wise the scandal became public. The day the mayor's committee called on the Legislature in behalf of the street-car bill Mr. Feibleman met Mr. Shaffer coming from the Legislature. "I suppose," Mr. Feibleman said to him, 'you have seen in the papers about this affair. I didn't make it public.' "I told you I didn't want any of the money," replied Shaffer, according to the witness.

The above is the story according to Fei- by Mortimer Levering, Jacob D. Early an bleman. Before leaving the stand he said | Robert L. St. John. the garbage contractors had made no offer of money nor had they proposed to offer money to secure the approval of the contract. On cross-examination Feibleman said Shaffer had mentioned no names of any councilmen. Mr. Feibleman had not tried to secure an extra meeting of the Council. Mr. Cropsey wanted to know then contractors. The Wednesday that the inident occurred at Shaffer's shop was ten days after the contract had been submitted

to the Council. Messrs. Hermany and Sindlinger were put n the stand and related what Feibleman had told them. They had not offered nor authorized the expenditure of a dollar to secure the passage of the contract ordinance. Mr. Feibleman had advised them not to pay a cent. They stated that Mr. Feibleman had not been employed to see

councilmen. THE COUNCILMAN'S SIDE. Mr. Shaffer took the stand and in detail went over his experiences with Mr. Feiblewhen the committee would meet, and for Hall. 128; total, 1,333. Old Guards-Keller. man. He had promised to tell Feibleman that purpose called at his office. When Fei- 134; Becker, 120; Robert Keller, 141; J. Beckthe garbage contractors remained there only a minute or a minute and a half. Shaffer told him that he had better have | Schaf, 118; total, 1,238. All-Americanshis clients before the committee Friday, as Wheelock, 113; Krag. 103; Hibben, 116; Root, there was something in the contract that ought to be explained. Then Mr. Shaffer continued: "Mr. Feibleman said to me: "There is

something in that contract that ought to be worth something. You might as well get it as anybody else. I said to him em-phatically: 'Count me out. You have struck the wrong man. You will have to see somebody eise,' He shot out of the door, his face as red as it is now. I could have been heard as far as the middle of the street if anybody had been listening. There was no other subject brought up. 'I will see you again,' said Mr. Feibleman as he was passing through the door. I was against the contract from beginning to end; so was the rest of the committee efter was seen what it contained. After the innuendo appeared in the newspapers I met people on the street who asked me if couldn't set 'em up, referring to what had got out of the garbage contract. went over to the city clerk's office and at once wrote out the resolution calling for

the investigation.' Mr. Shafter admitted that he had called on Feibleman to notify him of a committee meeting after the offer of a bribe was made No sum was mentioned by Mr. Feibleman in suggesting that there was something in the contract for Mr. Shaffer. About this time Mayor Taggart came into the Council chamber in response to a summons and at once there was a dispute and warm words between Feibleman and Shaffer as to what Feibleman had said in reference to the mayor calling a special session. Chairman

WITNESS PFAU A SURPRISE. Charles E. Pfau, a traveling man, was ness thought he had just come out of Shaffer's barber shop. Mr. Feibleman approached him with these words:

# Conscience.

YOUR STOMACH KNOWS WHAT 15 GOOD FOR YOU.

Thin people are thin because the food they eat is not absorbed. Reasons, either wrong food, or right food undigested. Fat, oils and grease will not make any

one fat. This is because they are indigestible. Thin people find it hard to digest their Have you ever noticed that almost without exception, thin, pale, dyspeptic, anae-

mic people have an aversion to fat? This Let your palate tell you what to eat, Nature makes very few mistakes and should listen to what she says. Thin people may become fatter, and dyspeptics more comfortable by taking the Shaker Digestive Cordial. It agrees with the weakest stomach. It helps the weak James M. Cropsey, and Mr. Feibleman had | stomach digest other food. It is fattening and invigorating in itself, for it contains

artificially digested food. The Mount Lebanon Shakers have made a great many interesting discoveries within the past hundred years, but none more important than this ingenious cure for all diseases which are traceable to faulty digestion. A single 10-cent bottle will tell whether it is adapted to your case, and can be had through any druggist.

you? You can do me a favor, and if you do you will never regret it. See Shaffer and tell him that in that contract there is some-

thing in it for him. There was nothing in the statement to indicate to the witness what contract was reof a saloon to get cool. The witness had employed Mr. Feibleman as an attorney for other people on one occasion. James Collins, a painter, knew Mr. Feibleman by sight. On Wednesday evening he had dropped into the barber shop to

read the Journal. Felbleman came in and told Mr. Shaffer he wanted to see him They stepped back a short distance. The witness did not hear what Mr. Feibleman said, but heard Shaffer say: "No, you count me out; you will have to hunt somebody else. This was in a decided and tolerably loud tone of voice. Feibleman was in the shop the contract which "ought to be worth only a minute or two. Since this ocwitness and asked him to repeat what he

Feibleman was brought back to the stand by his attorney and denied in toto the story of Pfau. He denied having any conversation with him or indeed having met him. This closed the case, and the committee, after considering the evidence briefly, reached the conclusion that Mr. Shaffer had not been proved guilty, but it thought it the duty of the committee to call the attention of the grand jury to the

SONS OF THE REVOLUTION. Indiana Society Holds Its Annual

Meeting and Dinner. The Indiana Society of Sons of the American Revolution held its annual meeting and dinner last night at the Commercial Club. The meeting is held each year on Feb. 25, that being the anniversary of the capture of Fort Sackville, at Vincennes, by Gen. George Rogers Clark.

There are 125 members of the Indiana So-

ciety, forty of whom were present last

night. Since the last meeting the president,

Dr. S. B. Brown, of Fort Wayne, has died.

Vice President W. E. English is seriously ill at home, and in his absence Rev. C. H. MacDowell, treasurer of the society, presided over the meeting and acted as toast-

The following officers were elected for the ensuing year: President-W. E. English Vice President-I. H. Fowler, of Spencer. Honorary Vice Presidents-W. A. Clark, of Crown Point; Jesse Andrew, of Lafayette, and S. C. Meredith, of Indianapolis.

Secretary-Charles W. Moores. Treasurer-The Rev. C. H. MacDowell. Registrar-D. T. Bacon. The three honorary vice presidents are all sons of Revolutionary soldiers. W. A. Clark, who was present last night, is eighty-two years old, but is still hale and hearty. He is a son of Wellington A. Clark, who fought in the war of independence. The society adopted a resolution tendering its sympathy to the friends and relatives of the deceased president, S. B. Brown, of Fort Wayne, and a memorial was presented on the death of the late

William H. English, who was a member of the society. Although President W. E. English was unable to attend the meeting he sent his annual address, and it was read by Treasurer MacDowell. He spoke of the loss sustained by the society in the death of its have passed away during the year, and reviewed the work of the organization for the closing year. Registrar D. T. Bacon about the matter. The next day Feibleman | read his yearly report, showing a membership of 125. Seventeen new members have

beed added during the year, two have died and one has resigned. At the close of the business session the members adjourned to the banquet hall, where a goodly spread had been prepared, The dinner was served in eight courses, and was interlarded with toasts of an interesting character. Dr. MacDowell acted as toastmaster. Adolph Rogers, of New Castle, responded to the toast, "American Patriotism;" Wellington A. Clark, the oldest member present, to "Bunker Hill;" Thomas Lutz Still to "The Revolutionary "That's what I said," added Feibleman to Navy," and Merrill Moores to "The Hereditary Society." Remarks were also made

The Bowling Tournament. Two games were played last night in the League. The German-Americans won their game from the Old Guards by a score of what services he had performed for the 1.333 to 1,155 on the German House alleys, and the Lyra Casinos defeated the All-Americans, 1,238 to 1,166, on the Lyra Casino alleys. E. Gay's score of 173 last night is the highest yet made in the tournament. John Wallack, of the German-Americans, scored 170, which broke all previous records of the league, but it was his fate to have a Lyra Casino man beat him by three points. The German-Americans' score of ,333 is the highest total yet reached in the ournament.

> Vounegut, 149; Goepper, 127; Chapman, 131; John Martindale, 134; Robert Lieber, 141; er, jr., 92; Meyer, 124; Kothe, 150; Wells, 97; Karrmann, 98; Springhorn, 198; H. Lieber, sr., 91; total, 1,155. Lyra Casinos-Von Hake, 157; Perry, 114; Wynne, 104; Gay, 173; Wildhack, 96; Mueller, 127; Kuhn, 108; Krauss, 124; W. Kothe, 117;

Following are the individual scores in the

German-Americans-John Wallack.

two games:

132; W. Brown, 142; Perry, 121; Wiley, 129; Tired, nervous and weak men and women find new life, nerve strength, vigor and vitality in Hood's Sarsaparilla, which puri-

89; Coburn, 121; McDaniels, 100; A. Brown,

fies, enriches and vitalizes the blood. Hood's Pills are the favorite family cathartic, easy to take, easy in effect. 25c.

Your anxiety is for your delicate child; the child that in spite of all your careful over-watching, keeps thin and pale. Exercise seems to weaken her and food fails to nourish. That child needs Scott's Emulsion with the Hypophosphitesnot as a medicine, but as a food containing all the elements of growth. It means rich blood, strong bones, healthy nerves, sound digestion. No child refuses Scott's Emulsion. It is pleasant and palatable.